

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to Dorchester County

Perry M. Buckner, Circuit Court Judge

RECEIVED

DEC 23 2013

S.C. Supreme Court

JOHN EDWARD WEIK,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2007-060700

**PETITION FOR EXTENSION TO FILE
THE REPLY TO THE BRIEF OF RESPONDENT**

The undersigned counsel would respectfully request a ten-day extension in which to file the reply to the brief of respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following exigent circumstances:

1. The reply to the brief of respondent in this case is due to be served and filed today, having been extended by one prior order of this Court.
2. Counsel is working on and planning to file the brief of appellant in the case of State v. Curtis Simms in this Court on December 27, 2013. Counsel had an oral argument in the case State v. Nicholas Brannon on December 16th in the Court of Appeals. Counsel filed an initial brief of appellant in the case of State v. Albert

Brandeberry on December 11, 2013 in the Court of Appeals. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of Kevin Gunter v. State on November 27, 2013 in this Court. Counsel filed the initial reply brief of appellant in the case of State v. Bobbie McCann in the Court of Appeals on November 26, 2013. Counsel filed the initial brief of appellant in the case of State v. Arthur James Buie in the Court of Appeals on November 22, 2013. Counsel filed the petition for writ of certiorari and accompanying appendix in the case of State v. Manual Antonio Marin (in the COA) with co-counsel David Alexander in this Court on November 21, 2013. Counsel had an oral argument in the case of State v. Beulah Butler in this Court on November 20, 2013. Counsel filed the return to the petition for writ of certiorari in the case of Sharon Smith v. State in this Court on November 15, 2013. Counsel filed the return to the petition for rehearing in the case of State v. Steven Barnes, a death penalty case in this Court on November 14, 2013. Counsel had an oral argument in the case of State v. Jamaal Hinson with co-counsel Reid T. Sherard of Nelson Mullins in the Court of Appeals on November 14, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. James Irby in the Court of Appeals on November 8, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of In the Interest of James F., A Juvenile Under the Age of Seventeen in the Court of Appeals on November 6, 2013. Counsel filed the initial brief of appellant and designation of matter in case of State v. Lauri Danielle Hollis, a murder case with a merit directed verdict issue, in the Court of Appeals on November 4, 2013. Counsel filed the initial brief of appellant and designation of matter in the case of State v. Thomas Geddie in the Court of Appeals on October 25, 2013. Counsel filed the initial brief of appellant and designation of matter in

the case of State v. Daqwan M. Johnson in the Court of Appeals on October 23, 2013.

Counsel also has extensive administrative duties as the Chief Appellate Defender.

3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a ten-day extension in which to file the reply to the brief of respondent in this case. Counsel requests that the time limits for filing the reply to the brief of respondent be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

December 23, 2013

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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JOHN EDWARD WEIK,

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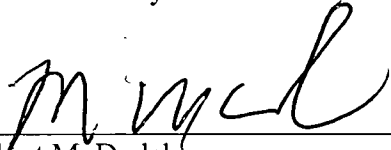
STATE OF SOUTH CAROLINA,

RESPONDENT

Appellate Case No. 2007-060700

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies the petition in which to file the reply to the brief of respondent in the above referenced case has been served upon Donald Zelenka, Esquire, Assistant General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Rm. 519, Columbia, SC 29201, this 23rd day of December, 2013.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR PETITIONER

SUBSCRIBED AND SWORN TO before me
this 23rd day of December, 2013.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: August 21, 2023.